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8 UNITED STATES DISTRICT COURT

9 FOR THE CENTRAL DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 AURELIO PATINO,
aka "Augie,"
14 ADILSON REYES,
aka "Shanky,"
15 CHRISTOPHER RUIZ,
aka "Sneaky," and
16 JOSE VILLEGAS,
aka "Torch,"

17 Defendants.
18

No. ED CR-18-00250-CJC

ORDER (1) REGARDING SEVERANCE; (2)
CONTINUING TRIAL DATE AND FINDINGS
REGARDING EXCLUDABLE TIME PERIODS
PURSUANT TO SPEEDY TRIAL ACT FOR
DEFENDANTS PATINO, RUIZ, AND
VILLEGAS; AND (3) ADVANCING TRIAL
DATE FOR DEFENDANT REYES

19 The Court has read and considered the Stipulation Regarding (1)
20 Severance; (2) Request for Continuance of Trial Date and Findings of
21 Excludable Time Periods Pursuant to Speedy Trial Act for Defendants
22 Patino, Ruiz, and Villegas; and (3) Request for Advancement of Trial
23 Date for Defendant Reyes ("the Stipulation"), filed by the parties in
24 this matter on February 18, 2020.

25 For the reasons stated in the Stipulation, it is ordered that
26 the trial of defendant ADILSON REYES is hereby severed from that of
27 the remaining defendants in this case. The trial date for defendant
28 REYES is advanced to August 4, 2020, at 8:30 a.m., and the pretrial

1 conference for defendant REYES is advanced to July 20, 2020, at 9:00
2 a.m.

3 The Court hereby finds that the Stipulation, which this Court
4 incorporates by reference into this Order, demonstrates: facts that
5 support a continuance of the trial date for defendants AURELIO
6 PATINO, CHRISTOPHER RUIZ, and JOSE VILLEGAS in this matter, and
7 provides good cause for a finding of excludable time pursuant to the
8 Speedy Trial Act, 18 U.S.C. § 3161.

9 The Court further finds that: (i) the ends of justice served by
10 the continuance outweigh the best interest of the public and
11 defendants in a speedy trial; (ii) failure to grant the continuance
12 would be likely to make a continuation of the proceeding impossible,
13 or result in a miscarriage of justice; and (iii) failure to grant the
14 continuance would unreasonably deny defendants continuity of counsel
15 and would deny defense counsel the reasonable time necessary for
16 effective preparation, taking into account the exercise of due
17 diligence.

18 THEREFORE, FOR GOOD CAUSE SHOWN:

19 1. The trial in this matter, for defendants PATINO, RUIZ, and
20 VILLEGAS, is continued from September 1, 2020, to January 26, 2021,
21 at 8:30 a.m. The pretrial conference for defendants PATINO, RUIZ,
22 and VILLEGAS is continued to January 11, 2021, at 9:00 a.m.

23 2. For defendants PATINO, RUIZ, and VILLEGAS, the time period
24 of September 1, 2020, to January 26, 2021, inclusive, is excluded in
25 computing the time within which the trial must commence, pursuant to
26 18 U.S.C. §§ 3161(h)(7)(A), (h)(7)(B)(i), and (B)(iv).

27 3. Nothing in this Order shall preclude a finding that other
28 provisions of the Speedy Trial Act dictate that additional time

1 periods are excluded from the period within which trial must
2 commence. Moreover, the same provisions and/or other provisions of
3 the Speedy Trial Act may in the future authorize the exclusion of
4 additional time periods from the period within which trial must
5 commence.

6 IT IS SO ORDERED.

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8 February 20, 2020

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DATE


HONORABLE CORMAC J. CARNEY
UNITED STATES DISTRICT JUDGE

Presented by:

/s/
GREGORY S. SCALLY
Assistant United States Attorney

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